IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

WEDNESDAY, THE 30TH AUGUST 2006 / 8TH BHADRA 1928

Bail Appl..No. 5347 of 2006

CMP.2214/2006 of DISTRICT COURT, KASARAGOD
CRIME NO.433/2006 OF KASARGOD POLICE STATION

.....

PETITIONER/ACCUSED:

---

1. HASHIM, AGE 30.06,
   S/O. ABDULLA KHADER, NR.EX MLA'S HOUSE,
   CHENGALA P.O., KASARAGOD.

2. JAFFER, AGED 28/06,
   S/O MOIDEEN KUNHI, ARATHOD HOUSE,
   CHERKALA, KASARAGOD.

BY ADV. SRI.T.B.SHAJIMON

RESPONDENTS: COMPLAINANT:

THE SUB INSPECTOR OF POLICE,
KASARAGOD POLICE STATION, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA
ERNAKULAM.

BY PUBLIC PROSECUTOR K. RAVIKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 30/08/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 5347/2006

DATED THIS THE 30TH DAY OF AUGUST, 2006

O R D E R

The petitioners are accused 1 and 2, in crime No.433/2006 of Kasargod Police Station, for having transported 4000 packets of Karnataka made arrack, each packet containing 100 ml, in a Maruthi car on 21.6.2006. They could not be arrested on the same day. However, the first petitioner was arrested on 21.7.2006 and the second petitioner had surrendered before the Court below on 25.7.2006. Hence, they are before this Court, under Section 439 Cr.P.C.

2. After hearing both sides and considering the materials that are placed before me, I grant bail and release the petitioners from jail, subject to the following conditions:-

(a). Each petitioner shall execute a bond for Rs.25,000/-, with two solvent sureties,

each for the like sum, to the satisfaction of the Judicial Magistrate of First Class-I, Kasargode.

(b). The petitioners shall report before the Investigating Officer, once in a week on every Friday, between 10.00 a.m and 11.00 a.m., for a period of two months, starting from 8.9.2006.

The application is allowed as above.

J.M.JAMES
JUDGE

mrcs